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Attorneys for Plaintiff

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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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KATHERINE SUMNER BACON, :
 : 07 Civ. 7206 (LLS)

Plaintiff, :

-against- :

DAVID SPILLER, UNNI SPILLER, : **PLAINTIFF'S LOCAL**

GUY CARPENTER, INC. and : **RULE 56 STATEMENT**

SIRVA RELOCATION, LLC, :

Defendants. :

-----X

Plaintiff, Katherine Sumner Bacon, for her Local Rule 56 Statement
set forth that the following issues of facts are not at issue:

1. Plaintiff is the owner and landlord of the premises known as
and located at 10 Eggleston Lane, Old Greenwich, Connecticut (the
“Premises”).

Spiller and Unni Spiller signed a residential lease agreement (hereinafter the "Lease") for the Premises.

3. On or about June 16, 2006, defendant Sirva Relocation, LLC issued two checks to plaintiff both drawn on a Citibank, N.A. account for Sirva Relocation, LLC, account number 7: (1) check number 00035476 in the amount of Twelve Thousand (\$12,000.00) Dollars; and (2) check number 00035477 in the amount of Twenty-Four Thousand (\$24,000.00) Dollars.

4. On or about June 16, 2006 or subsequent thereto, payment was stopped on the two checks referred to in paragraph 3 herein.

5. David Spiller and Unni Spiller never paid any rent pursuant to the Lease.

6. David Spiller and Unni Spiller did not and have not taken occupancy of the Premises.

Dated: White Plains, York
January 30, 2008

BAKER, LESHKO, SALINE & BLOSSER, LLP
Attorneys for Plaintiff

By: _____



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